

MARKED COPY

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ARTICLE IV

GEOGRAPHIC SCOPE

This Agreement shall apply in all United States ports in which the parties hereto are engaged in activities involving or relating to ocean transportation of cargo or passengers in the foreign commerce of the United States.

ARTICLE V

DELEGATION OF AUTHORITY

The law firm of Lambos & Junge, which is representing the ocean common carriers that are parties to this Agreement, and the law firm of Carroll & Froelich, PLLC, which is representing the marine terminal operators that are parties to this Agreement, are authorized by the parties listed in Appendix A annexed hereto to execute this Agreement and any subsequent modifications or amendments hereto on their behalf, to file this Agreement and any modifications or amendments hereto with the Commission on their behalf, and to make all other filings on their behalf with the Commission relating to this Agreement, including the filing of minutes required by 46 C.F.R. § 535.706. The firms also have the authority to enter into, pursuant to the parties' approval, bridge agreements and to sign those bridge agreements on the parties' behalf.

ARTICLE VI

ADMINISTRATION OF AGREEMENT

Commencing with the first meeting held pursuant to this Agreement, the parties to this Agreement shall thereafter be referred to as "members." The members that are ocean common carriers (hereinafter the "Carrier Class") shall have the sole and exclusive right

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to select the Chairman to preside at all meetings held pursuant to this Agreement. The initial Chairman will be selected by the Carrier Class at the first meeting held pursuant to